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1 GABRIEL P. HERRERA, State Bar No. 287093

gherrera@kmtg.com

2 KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD

1331 Garden Hwy, 2nd Floor

3 Sacramento, California 95833

Telephone: (916) 321-4500

4 Facsimile: (916) 321-4555

5 Attorneys for KIMBERLY J. HUSTED,
Chapter 7 Trustee7 **UNITED STATES BANKRUPTCY COURT**8 **EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

9 In re

10 DAVID R. MICHAL,

11 Debtor.

Case No. 22-22056
Chapter 7

DCN: KMT-6

**EXHIBITS IN SUPPORT OF MOTION
FOR TURNOVER**

13 Judge: Hon. Christopher M. Klein

14 Date: September 25, 2023

Time: 10:00 a.m.

Location: Dept. C, Courtroom 35

EXHIBIT NO.**DESCRIPTION****PAGE NO.**

17	A	Diagrams of Debtor's Entities (Bubble Chart)	2-5
18	B	July 24, 2023 Requests	6-9
19	C	Balance Sheets	10-25
20	D	September 8, 2023 Emails	26-33
21	E	September 7, 2023 Letter to Matthew Taylor	34-39
22	F	September 12, 2023 Emails	40-47

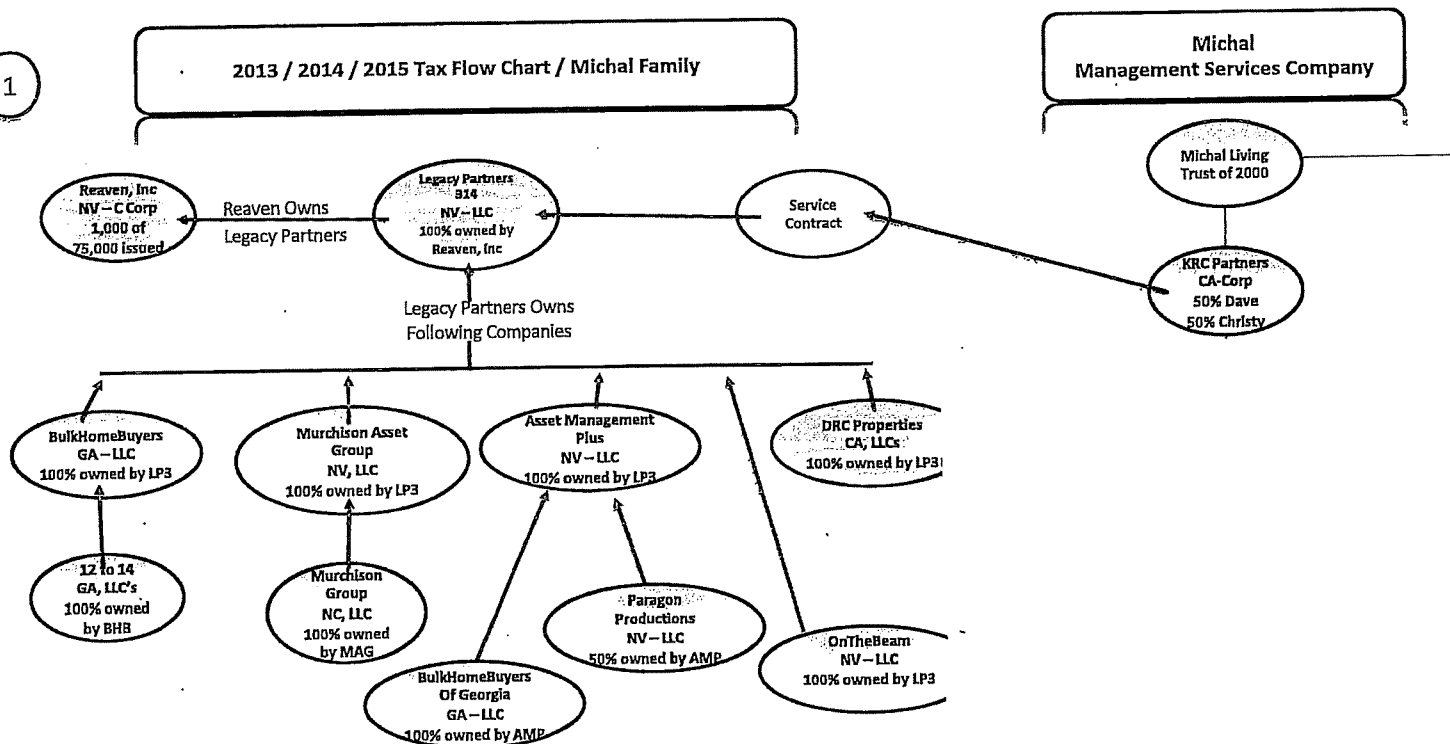
23 DATED: September 13, 2023

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation26 By: Gabriel P. Herrera
Attorneys for KIMBERLY J. HUSTED,
Chapter 7 Trustee

Exhibit A

RW's WORKING COPY

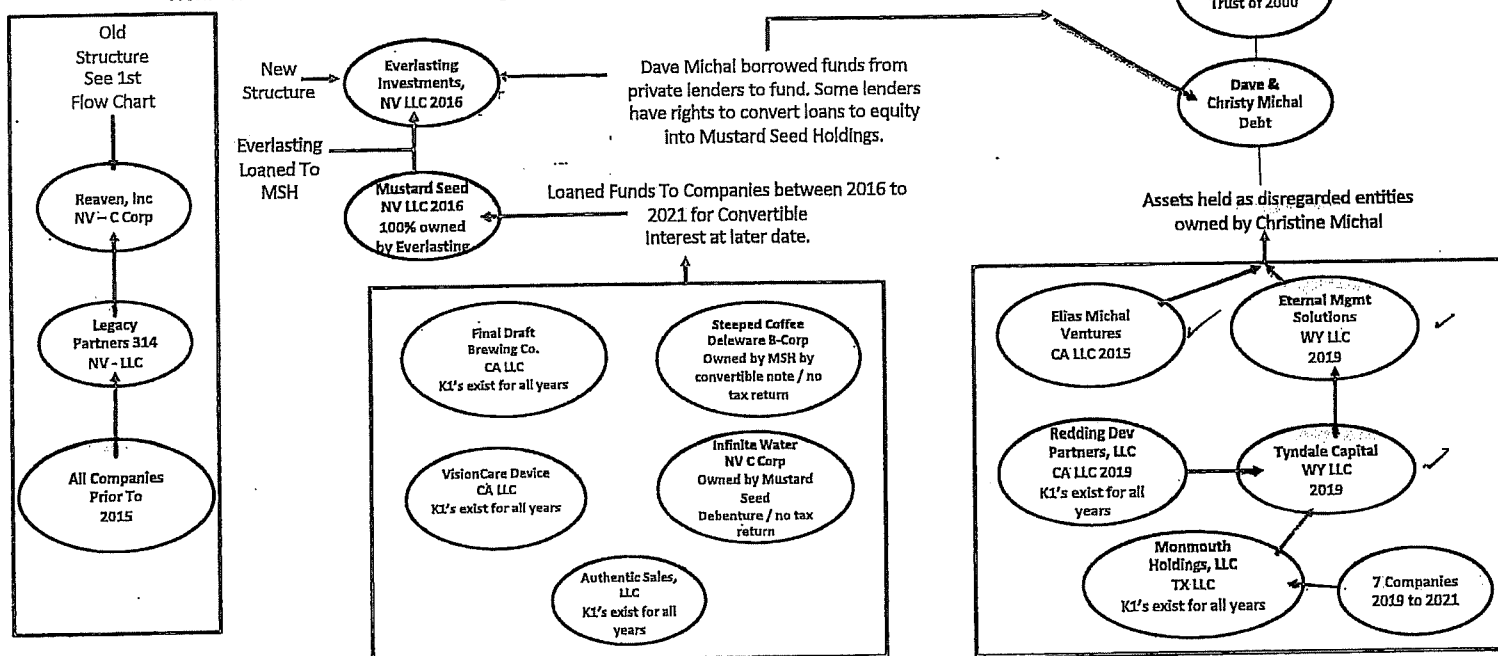
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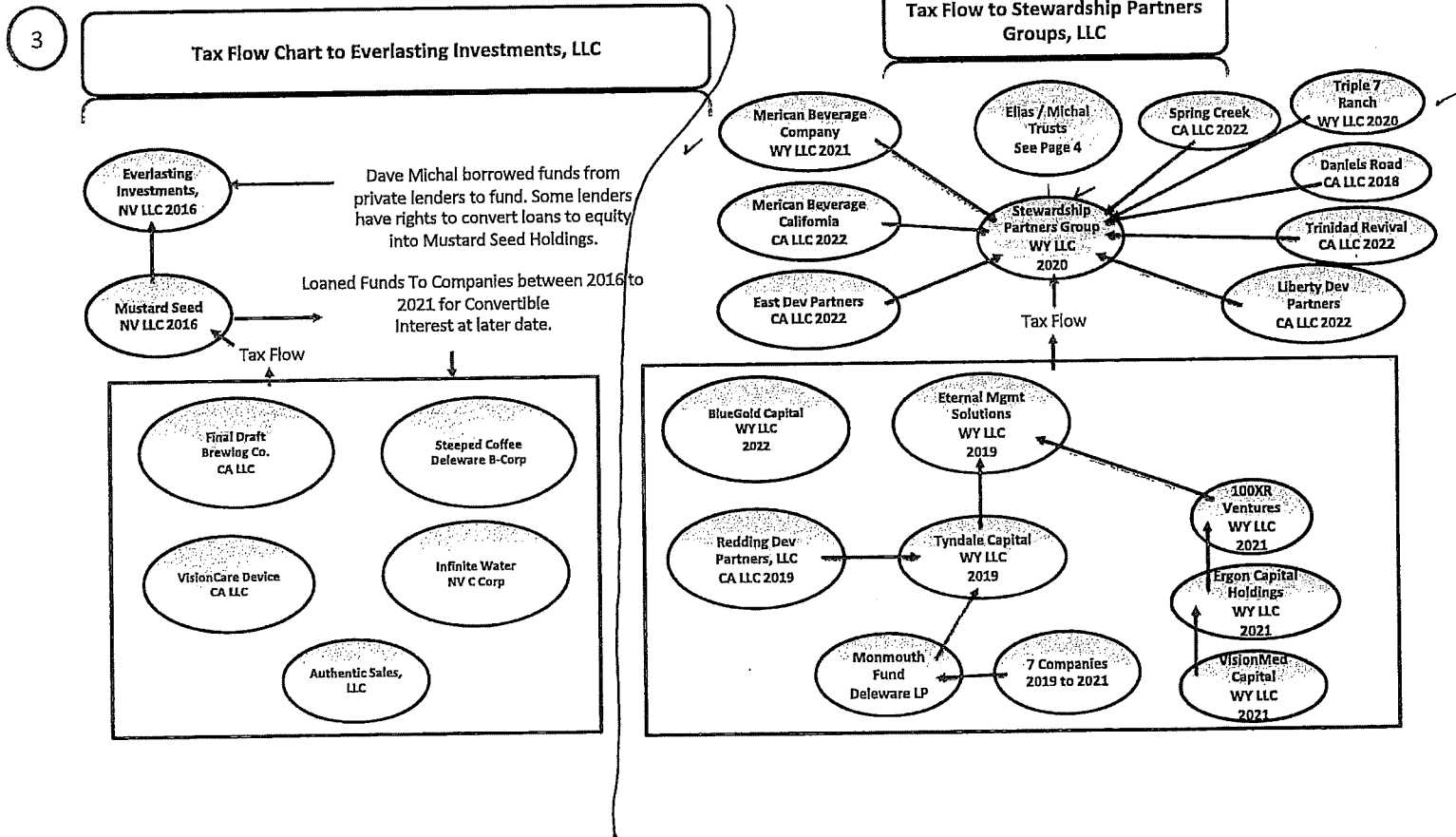


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2015 - 2019 Tax Flow Chart / Michal Family

Marshall Melton Lawsuit Began End of 2015





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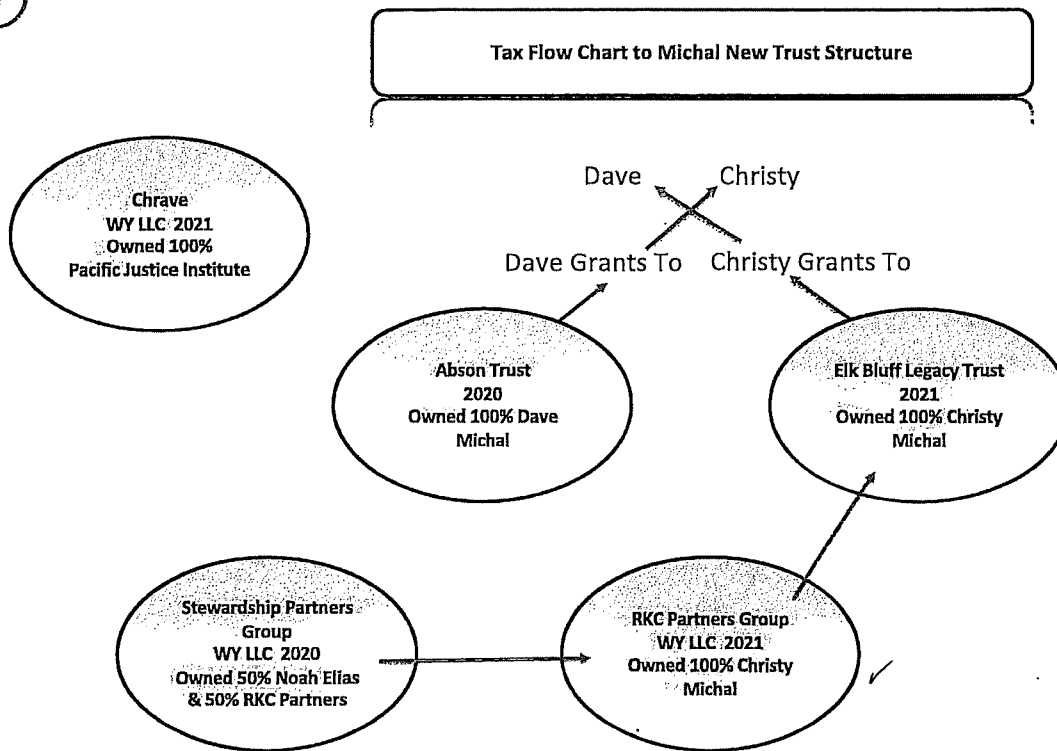


Exhibit B

From: kh7trustee@gmail.com <kh7trustee@gmail.com>
Sent: Tuesday, July 25, 2023 7:06 PM
To: 'Patricia Wilson' <patricia@bankruptcylawyerredding.com>
Cc: Herrera, Gabriel <gherrera@kmtg.com>; 'Michael Gabrielson' <cpa711@sbcglobal.net>
Subject: Follow up questions from the 7/24 continued 341

Patricia,

We agreed I would send you a list of items I had captured as “needs” or requests at yesterday’s meeting. My notes reflect:

- 1) Case number of the 2003 Georgia bankruptcy filing
- 2) Mr. Michal said at his trial before Judge Klein that he had a list of 30-40 entities. I believe most of these are on the various flow charts but it would be easier if we had them truly listed versus a visual flow chart of bubbles.
- 3) A full list of all bank accounts operated by the individual LLCs (not the accounts of the companies like Vision Care, just the accounts for the entities owned or managed by the Michal’s
- 4) For the recently discovered Christy Michal’s bank account we asked for 90 days prior to the August 2022 filing (May/June/July 2022).
- 5) A complete list of what is inside Christy Michal’s safe.
- 6) The loan agreement paperwork for the RLOC from Stewardship Partners to Christy Michal.
- 7) Contact information of the Lewallens and a copy of the loan agreement for the home loan. I got an amortization table but not the agreement.
- 8) The trucks were discussed as being in the Michal’s names but leased to the company for business use. We need to see the Registration or title and any formalized lease agreement for the business entities. This would include more information on the truck driven by Jason Bornman. I think it was identified as being owned by Everlasting
- 9) The lease agreement (month to month) on the rental properties managed by Mrs. Michal
- 10) The street addresses and APNs for the properties being rented
- 11) Copies of the loan documents for the *seller financed purchases* of the properties by EMV (I think that is Everlasting?)
- 12) Loan or management agreement for Legacy to be able to pay the DRC debts. (It may be unrelated, but I wrote Chris Camman and Robbie Fender next to this bullet, but I’m not sure if it relates. Maybe Mr. Michal can confirm if they are related to either of these entities?)
- 13) Legacy Partners booked the defense of the involuntary filing as being Legal fees of Legacy Partners. Is there something in writing between Mr. Michal and Legacy to allow them to pay the bankruptcy legal fees?
- 14) Quickbook Files for the entities that are maintained by Joel Heyser or by Mr. Michal’s office staff for the benefit of his work on the taxes. A QBB on a flash drive is ideal, unless this is a cloud based enterprise Quickbooks.
- 15) To confirm all potential creditors are listed I noted we needed a complete list of what Mr. Michael referred to as “inbound partners” or the people who parked their money.
- 16) Monmouth entities (both Holding and Ventures) operating agreements
- 17) A list of investments made by Mustard Seed and Everlasting – this was requested to be a detail of an APN and Street address, a business location if a start up investment. Dates of the acquisitions would be helpful as well as the amount invested.
- 18) There was a discussion about insurance maintained by any of the entities and it was related it was just “general liability”. I asked for the list of policies and broker contact information so I could determine if there was anything akin to D&O policy
- 19) We asked for contact information and introduction to Sterling Vineyard and identification of what entities he is involved in (Just Monmouth? Others?)

- 20) Names and timelines of the CPA firms that were used including any contact information (names/addresses/phones) for all the firms.
- 21) Operating agreements for all LLCs
- 22) The “overview documents” referenced in the convertible note agreements. Documents shown to people considering entering into one of these convertible notes.
- 23) Amounts of the investments made into any/all of the entities by Chantal and Noah Elias.
- 24) The list of the employees in California and Nevada that are paid for tracking businesses/attracting new businesses. Mr. Michal said when discussing the 100XR Ventures that the names on the document were marketers but he had other people who work to bring in business or manage the business. We need to know who these people are and how to reach them (email and phone, address where a 1099 might be sent, etc.). Lets make that from January 2022 to present.
- 25) A copy of the promissory notes signed by Vision Care.
- 26) The Balance Sheets for the entities doesn’t list the Assets owned. Mr. Michal said he had flowcharts or spreadsheets that listed the assets. We asked for those to be provided including if they were loans owed to an entity by a person. The Balance sheets provided show a number of assets held being loans owed by individuals and entities (Noah Studios, as an example)

I recognize that some of the items here might be provided already or partially provided in the dropbox, but this is the best collection of items we agreed were needed or to be produced yesterday. I tried to organize things a bit, but the above is still quite messy.

Kimberly Husted

Chapter 7 Bankruptcy Trustee

Eastern District of California

11230 Gold Express Dr., Ste 310-411

Gold River, CA 95670

(916) 635-1939

Kh7trustee@gmail.com

Website at <https://pages.trustesolutions.com/TrusteeHusted>

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Exhibit C

Eternal Management Solutions, LLC

Balance Sheet

All Dates

	TOTAL
ASSETS	
Current Assets	
Bank Accounts	
EMS Gen Acct (6501) - 1	-134,614.58
EMS Ops Acct (8105) - 1	300.00
EMS WY General (8398) - 1	2,100.80
EMS WY Operations (8380) - 1	13,190.59
Total Bank Accounts	\$ -119,023.19
Other Current Assets	
Uncategorized Asset	
Convertible Debenture to Infinite Water	775,000.00
Convertible Loan to Cook Ventures	50,000.00
Furnishing, Appliances, & Other Contents	479.46
Loans to ACM Investments	83,000.00
Loans to Axlom	35,000.00
Loans to Bluegold Cap.	50,200.00
Loans to Bob Shanks	30,000.00
Loans to Daniels Rd.	5,000.00
Loans to Deer Creek Legacy	124,056.00
Loans to Dylan Pearson	200,000.00
Loans to EMV RLOC	6,608.46
Loans to Ergon Cap. RLOC	200.00
Loans to Espada Trust	34,000.00
Loans to Espada Ventures LLC	182,500.00
Loans to Etherix	285,000.00
Loans to Everlasting RLOC	50,000.00
Loans to High Desert Lumber	320,000.00
Loans to IAAAO Holdings	480,000.00
Loans to Jared Andreasen Trust	19,990.00
Loans to Jason Borneman RLOC	119,362.00
Loans to Jon Thompson	72,000.00
Loans to Legacy Partners Revolving LOC	24,550.00
Loans to Marty Miesner	65,000.00
Loans to Merican CA	0.00
Loans to Michael Davis	5,000.00
Loans to Mustard Seed RLOC	4,516,500.00
Loans to Providence International	57,000.00
Loans to Reaven Revolving LOC	12,500.00
Loans to Ryan Purdie	100,000.00
Loans to Steven Schisler	3,000.00
Loans to Stewardship Partners Revolving LOC	308,700.00
Loans to Ten Talents Legacy	277,500.00
Loans to Terri Ardrey	35,000.00

Eternal Management Solutions, LLC

Balance Sheet

All Dates

	TOTAL
Loans to Triple Seven Ranch	5,000.00
Loans to Tyndale Capital Revolving LOC	666,005.00
Loans to VCD SPV	100.00
Loans to Vision Care Devices	685,000.00
Total Uncategorized Asset	9,683,250.92
Total Other Current Assets	\$9,683,250.92
Total Current Assets	\$9,564,227.73
TOTAL ASSETS	\$9,564,227.73
LIABILITIES AND EQUITY	
Liabilities	
Long-Term Liabilities	
Conv. Notes Payable / Joshua Bezoni	100,000.00
Notes Payable	
Conv. Note Payable / Face Value Prod / Harbison	200,000.00
Conv. Note Payable / GHS Energy LLC / Miesner	50,000.00
Conv. Note Payable / Joel Taylor	50,000.00
Conv. Note Payable / NetSound Inc / Thompson	140,000.00
Conv. Note Payable / Scott Ligertwood	400,000.00
Conv. Notes Payable / Ahab Alhindi	301,000.00
Conv. Notes Payable / Andreasen LLC.	200,000.00
Conv. Notes Payable / Arbor Villas Apartments	200,000.00
Conv. Notes Payable / Bill Johnson	401,800.00
Conv. Notes Payable / Brandon Bollinger	151,200.00
Conv. Notes Payable / Brian Woods	50,000.00
Conv. Notes Payable / Charles Bollinger	583,400.00
Conv. Notes Payable / Chris Tomlin	500,000.00
Conv. Notes Payable / David Welk	50,000.00
Conv. Notes Payable / Donald Schafer	21,000.00
Conv. Notes Payable / Dylan Pearson	200,000.00
Conv. Notes Payable / Eastside Marketing	200,000.00
Conv. Notes Payable / Espada Trust	193,750.00
Conv. Notes Payable / Espada Ventures	125,000.00
Conv. Notes Payable / Ethan McNeil	14,000.00
Conv. Notes Payable / Flagship	50,400.00
Conv. Notes Payable / H & H Management	1,199,800.00
Conv. Notes Payable / Hendy Inc.	50,400.00
Conv. Notes Payable / IAAAO Holdings	1,000,000.00
Conv. Notes Payable / Jon Thompson	209,550.00
Conv. Notes Payable / Phil Hicks	500,000.00
Conv. Notes Payable / Phil Wickham	300,000.00
Conv. Notes Payable / Pinnacle Opportunity Team	24,000.00
Conv. Notes Payable / Providence International	54,150.00

Eternal Management Solutions, LLC

Balance Sheet

All Dates

	TOTAL
Conv. Notes Payable / Ronald Rock	63,000.00
Conv. Notes Payable / Royal Arts Holdings	9,800.00
Conv. Notes Payable / Teresa McNeil	19,600.00
Conv. Notes Payable / THK Investments	25,200.00
Conv. Notes Payable / Worklife / Spada	87,500.00
Notes Payable / 100XR Revolving LOC	45,000.00
Notes Payable / CNC Development LLC	45,000.00
Notes Payable / Cody Group LLC	39,200.00
Notes Payable / Deer Creek Legacy Revolving LOC	614,000.00
Notes Payable / Fabiano Altamura	50,000.00
Notes Payable / Final Draft Brewing	94,000.00
Notes Payable / In & Out Smart Repair	28,000.00
Notes Payable / Lewallen / For Tyndale - RDP6	100,000.00
Notes Payable / McClure Family Living Trust	49,000.00
Notes Payable / Noah Studios	440,000.00
Notes Payable / Poole Trust	100,000.00
Notes Payable / Redding Dev Partners Revolving LOC	3,500.00
Notes Payable / Robert Shank	25,000.00
Notes Payable / Ten Talents Legacy Trust	265,000.00
Notes Payable / TJB Consulting	42,000.00
Notes Payable / Vanderploeg	500,000.00
Total Notes Payable	10,064,250.00
Total Long-Term Liabilities	\$10,164,250.00
Total Liabilities	\$10,164,250.00
Equity	
Owner's Pay & Personal Expenses	-1,006.50
Retained Earnings	
Net Income	-599,015.77
Total Equity	\$ -600,022.27
TOTAL LIABILITIES AND EQUITY	\$9,564,227.73

Stewardship Partners LLC

Balance Sheet

All Dates

	TOTAL
ASSETS	
Current Assets	
Bank Accounts	
Stewardship Part (1352) - 1	-291,939.52
Total Bank Accounts	\$ -291,939.52
Other Current Assets	
Loans to others	0.00
Convertible Debenture to Infinite Water	60,000.00
Loan to Theory Coffee	0.00
Loans to Bulk Home Buyers RLOC	0.00
Loans to Chrave	600.00
Loans to Daniel Rd. / Trinidad House	23,262.56
Loans to Daniels Rd. LLC	166,761.40
Loans to East Dev Partners	22,355.00
Loans to EMS RLOC	153,600.00
Loans to EMV RLOC	111,000.00
Loans to Ergon RLOC	25,500.00
Loans to James Broussard / Axiom Inc.	30,000.00
Loans to JMAD	138,021.37
Loans to Joel Taylor	100,000.00
Loans to Legacy Partners RLOC	340,100.00
Loans to Liberty Dev Partners	6,000.00
Loans to Merican CA	307,000.00
Loans to Reaven RLOC	3,000.00
Loans to Redding Dev Partners RLOC	407,653.70
Loans to Riverside Dev Partners	200.00
Loans to RKC Partners RLOC	85,100.00
Loans to Spring Creek Investments	209,000.00
Loans to Triple 7 Ranch RLOC	22,483.34
Loans to Tyndale RLOC	500.00
Loans to Vision Care	-150,996.13
Total Loans to others	2,061,141.24
Loans to partners	0.00
Loans to ACM Investments	338,000.00
Loans to Christy Michal	193,653.11
Loans to Deer Creek Legacy	30,000.00
Loans to Great Flood Publishing	48,000.00
Loans to High Desert Lumber	265,000.00
Loans to Noah Elias	263,150.00
Loans to Noah Studios RLOC	100,000.00
Loans to Ten Talents Legacy	100,000.00

Stewardship Partners LLC

Balance Sheet

All Dates

	TOTAL
Total Loans to partners	1,337,803.11
Total Other Current Assets	\$3,398,944.35
Total Current Assets	\$3,107,004.83
TOTAL ASSETS	\$3,107,004.83
LIABILITIES AND EQUITY	
Liabilities	
Long-Term Liabilities	
Long-term loans from partners	0.00
Notes Payable / 100XR RLOC	150,800.00
Notes Payable / Daniels Rd.	9,500.00
Notes Payable / EMS RLOC	350,100.00
Notes Payable / EMV RLOC	34,402.80
Notes Payable / ETrade Securities	0.00
Notes Payable / Everlasting RLOC	1,996,900.00
Notes Payable / Jack Lewallen	200,000.00
Notes Payable / MeriCan CA	5,000.00
Notes Payable / Merican WY	49,800.00
Notes Payable / Mustard Seed RLOC	251,500.00
Notes Payable / Trinidad Revival	53,500.00
Notes Payable / Tyndale RLOC	1,000.00
Notes Payable / Ligertwood	250,000.00
Total Long-term loans from partners	3,352,502.80
Total Long-Term Liabilities	\$3,352,502.80
Total Liabilities	\$3,352,502.80
Equity	
Opening balance equity	-5,500.00
Personal Expense / Owner's Pay	-806.62
Retained Earnings	0.00
Net Income	-239,191.35
Total Equity	\$ -245,497.97
TOTAL LIABILITIES AND EQUITY	\$3,107,004.83

Stewardship Partners LLC

Profit and Loss

All Dates

	TOTAL
Income	
Uncategorized Income	0.00
Interest Payment	0.00
Interest Payment / Creative Planning Solutions	833.33
Total Interest Payment	833.33
Total Uncategorized Income	833.33
Total Income	\$833.33
GROSS PROFIT	\$833.33
Expenses	
Accounting, Legal, & Professional Services	0.00
Professional Services	0.00
Professional Services / Divine Leadership	2,500.00
Total Professional Services	2,500.00
Total Accounting, Legal, & Professional Services	2,500.00
Advertising & marketing	15,000.00
Business licenses	365.00
Contributions to charities	81,972.20
Donations	89,972.20
Total Contributions to charities	171,944.40
General business expenses	0.00
Bank fees & service charges	190.00
Memberships & subscriptions	10,000.00
Online Subscriptions	200.00
Reimbursable Expenses	2,989.00
Total General business expenses	13,379.00
Interest paid	15,000.03
Meals	1,899.24
Office expenses	0.00
Office supplies	22.78
Total Office expenses	22.78
Repairs & maintenance	4,684.92
Supplies	0.00
Supplies & materials	1,818.00
Total Supplies	1,818.00
Taxes paid	355.00

Stewardship Partners LLC

Profit and Loss

All Dates

	TOTAL
Travel	58.15
Airfare	969.60
Total Travel	1,027.75
Total Expenses	\$227,996.12
NET OPERATING INCOME	\$ -227,162.79
Other Expenses	
Vehicle expenses	11,928.56
Vehicle gas & fuel	100.00
Total Vehicle expenses	12,028.56
Total Other Expenses	\$12,028.56
NET OTHER INCOME	\$ -12,028.56
NET INCOME	\$ -239,191.35

Mustard Seed Holdings LLC

Balance Sheet

All Dates

	TOTAL
ASSETS	
Current Assets	
Bank Accounts	
Business Advantage Chk - 1670 (1670)	39,827.30
Total Bank Accounts	\$39,827.30
Other Current Assets	
Uncategorized Asset	
Conv. Note Purchase / Deer Creek Legacy / VCD Shares	320,000.00
Conv. Note Purchase / Millage / VCD	15,000.00
Conv. Note Purchase / Millage / VCD 400/SHR	250,000.00
Conv. Notes Purchase / Millage / MSH	200,000.00
Convertible Debenture to Infinite Water	592,000.00
Convertible Loan to Authentic Sales	10,000.00
Convertible Loan to HyGen Ind.	8,000.00
Convertible Loan to Steeped Coffee	30,000.00
Convertible Loans to Final Draft	21,600.00
Furnishing, Appliances, & Other Contents	2,740.24
Loan to Great Flood Publishing	21,500.00
Loan to Legacy Partners	8,500.00
Loan to Noah Elias	4,000.00
Loan to Noah Studios	15,000.00
Loan to Redding Dev. Partners	1,210.00
Loan to Steeped Coffee	100,000.00
Loan to Stephen Stocklin	20,000.00
Loan to Vision Care Devices	831,492.71
Loans to Elias Michal Ventures RLOC	437,723.33
Loans to Everlasting Inv. RLOC	3,888,495.00
Loans to Jason Borneman	203,750.00
Loans to Merican CA RLOC	5,000.00
Loans to On The Beam	670.00
Loans to Providence International	5,000.00
Loans to Sand Snowman	63,000.00
Loans to Stewardship Partners RLOC	226,500.00
Retainage / Crowd Check Legal	10,000.00
Total Uncategorized Asset	7,291,181.28
Total Other Current Assets	\$7,291,181.28
Total Current Assets	\$7,331,008.58
TOTAL ASSETS	\$7,331,008.58

Mustard Seed Holdings LLC

Balance Sheet

All Dates

	TOTAL
LIABILITIES AND EQUITY	
Liabilities	
Current Liabilities	
Other Current Liabilities	
Loan Payable to Sonetics Corporation	500,000.00
Total Other Current Liabilities	\$500,000.00
Total Current Liabilities	\$500,000.00
Long-Term Liabilities	
Notes Payable	
Conv. Notes Payable / Blanchard Trust	105,000.00
Conv. Notes Payable / Broadstone Holdings	40,000.00
Conv. Notes Payable / Eastside Corp / Marion	200,000.00
Conv. Notes Payable / EMS (VCD)	3,365,000.00
Conv. Notes Payable / Joseph Blanchard	15,000.00
Conv. Notes Payable / Lewallen / MSH	45,000.00
Conv. Notes Payable / Nathan Goad	50,000.00
Conv. Notes Payable / Page Partners	100,000.00
Conv. Notes Payable / Paul McClendon	30,000.00
Conv. Notes Payable / Peter Dillon	37,500.00
Conv. Notes Payable / Sword Maker Investments	37,500.00
Conv. Notes Payable / Ten Talents Legacy Trust	50,000.00
Notes Payable / Christy Michal RLOC	129,600.00
Notes Payable / Conv. to Ergon Capital	844,246.00
Notes Payable / Deer Creek Legacy	200,723.36
Notes Payable / EMS RLOC	1,051,500.00
Notes Payable / EMV RLOC	39,885.08
Notes Payable / Everlasting RLOC	881,105.00
Notes Payable / OnTheBeam RLOC	10.00
Notes Payable / Tyndale Capital RLOC	6,500.00
Total Notes Payable	7,228,569.44
Total Long-Term Liabilities	\$7,228,569.44
Total Liabilities	\$7,728,569.44
Equity	
Opening Balance Equity	6,377.52
Owner's Pay & Personal Expenses	-900.00

Mustard Seed Holdings LLC

Balance Sheet

All Dates

	TOTAL
Partner Distributions	
Partner Distributions / Danielle Leonard	-5,000.00
Partner Distributions / Dave Nieman	-10,000.00
Partner Distributions / Deborah Kolb	-15,000.00
Partner Distributions / Matthew Wolcott	-4,800.00
Partner Distributions / Stephen Parrish	-25,000.00
Total Partner Distributions	-59,800.00
Retained Earnings	
Net Income	-343,238.38
Total Equity	\$ -397,560.86
TOTAL LIABILITIES AND EQUITY	\$7,331,008.58

Everlasting Investments LLC

Balance Sheet

All Dates

	TOTAL
ASSETS	
Current Assets	
Bank Accounts	
Business Adv Relationship - 4335	-869,907.85
Total Bank Accounts	\$ -869,907.85
Other Current Assets	
Uncategorized Asset	0.00
CausWave Stock Purchase	8,000.00
Convertible Debenture to Infinite Water	48,000.00
Furnishing, Appliances, & Other Contents	13,473.69
Loan to Great Flood Publishing	70,500.00
Loan to Legacy Partners RLOC	285,000.00
Loan to Noah Elias	70,380.71
Loan to Noah Studios	321,750.00
Loan to Theresa Paugh	1,734.17
Loan to Vision Care Devices	168,569.03
Loans to Acct. 6640 & CA TLR (Dave Michal)	48,000.00
Loans to Bayith Tamelo	102,000.00
Loans to Brian Johnson	200,000.00
Loans to Bulk Home Buyers	22,049.00
Loans to Carl Mckay	82,000.00
Loans to Christy Michal RLOC	160,040.07
Loans to Creative Planning Solutions	30,000.00
Loans to Cronic Construction	6,000.00
Loans to Daniels Rd. / Trinidad	12,000.00
Loans to Daniels Rd. RLOC	38,911.17
Loans to Deer Creek Legacy	3,150.00
Loans to DRC Properties	110,743.60
Loans to Elias Michal Ventures RLOC	796,491.73
Loans to Jason Borneman	86,450.00
Loans to Jason Hull	10,000.00
Loans to Merican Beverage Co.	214.51
Loans to Merican CA	10,000.00
Loans to Mustard Seed RLOC	864,255.00
Loans to On The Beam RLOC	1,025.00
Loans to Paul Staples / Hygein	12,500.00
Loans to Reaven RLOC	47,550.00
Loans to Robert Hancock	942.15
Loans to Rock Family Trust	11,050.00
Loans to Stewardship Partners RLOC	2,038,900.00
Loans to Tarmac Holdings	7,500.00
Loans to Tyndale Capital RLOC	140,500.00

Everlasting Investments LLC

Balance Sheet

All Dates

	TOTAL
Total Uncategorized Asset	5,829,679.83
Total Other Current Assets	\$5,829,679.83
Total Current Assets	\$4,959,771.98
Fixed Assets	
Buildings	1,686.83
Total Fixed Assets	\$1,686.83
TOTAL ASSETS	\$4,961,458.81
LIABILITIES AND EQUITY	
Liabilities	
Long-Term Liabilities	
Notes Payable	0.00
Conv Notes Payable / Andreasen LLC	105,000.00
Conv. Notes Payable / EMS RLOC	50,000.00
Notes Payable / Bank of America LOC	6,500.00
Notes Payable / Brian Johnson (VCD)	75,000.00
Notes Payable / Bulk Home Buyers	2,500.00
Notes Payable / Christy Michal RLOC	95,000.00
Notes Payable / Conv Note Danielle Leonard	35,000.00
Notes Payable / DRC Properties	1,056.26
Notes Payable / Elias Michal Ventures RLOC	212,273.33
Notes Payable / Evergreen Note Servicing	0.00
Notes Payable / Gail Selby	250,000.00
Notes Payable / JJ Taylor	148,163.34
Notes Payable / JMAD	102,000.00
Notes Payable / Legacy Partners RLOC	476,100.00
Notes Payable / Murchison Asset Group	4,700.00
Notes Payable / Mustard Seed RLOC	3,935,995.00
Notes Payable / Noah Studios	342,500.00
Notes Payable / Northcay Convertible	50,000.00
Notes Payable / Rachel Rhodes	10,000.00
Notes Payable / Reavan Inc.	416,000.00
Notes Payable / Shank Stewardship Convertible	130,000.00
Notes Payable / SpecialTea Coffee	20,000.00
Notes Payable / Stewardship Partners RLOC	42,000.00
Notes Payable / Stewardship Trust Convertible	25,000.00
Notes Payable / Teela Miesner	76,000.00
Notes Payable / Ten Talents Legacy Trust	50,000.00
Notes Payable / Tim Reaves	-4,443.32
Notes Payable / Triple 7 Ranch RLOC	6,800.00
Notes Payable / Tyndale Capital RLOC	62,500.00

Everlasting Investments LLC

Balance Sheet

All Dates

	TOTAL
Total Notes Payable	6,725,644.61
Notes Payable / Chicoine Revocable Trust	0.00
Notes Payable / Collyer	-55,000.00
Total Notes Payable / Chicoine Revocable Trust	-55,000.00
Notes Payable to Jack Lewallen	0.00
Notes Payable / Mission Sierra	-50,000.00
Total Notes Payable to Jack Lewallen	-50,000.00
Total Long-Term Liabilities	\$6,620,644.61
Total Liabilities	\$6,620,644.61
Equity	
Opening Balance Equity	1,907.10
Owner's Pay & Personal Expenses	-24,357.76
Retained Earnings	0.00
Net Income	-1,636,735.14
Total Equity	\$ -1,659,185.80
TOTAL LIABILITIES AND EQUITY	\$4,961,458.81

Reaven Inc.

Balance Sheet

All Dates

	TOTAL
ASSETS	
Current Assets	
Bank Accounts	
Cash	-585.00
Reaven (1216) - 1	-338,980.94
Total Bank Accounts	\$ -339,565.94
Other Current Assets	
Loans to others	0.00
Loans to Angeline Fong	2,200.00
Loans to BHB (6992)	400.00
Loans to Christy Michal	33,290.00
Loans to Daniels Rd.	26,633.45
Loans to Dean Kannier	8,394.36
Loans to Elias Michal Ventures	28,000.00
Loans to Everlasting	399,500.00
Loans to Ian & Corbett Nelson	5,000.00
Loans to Jeff Riggs	53,650.00
Loans to Karen Bosworth	5,000.00
Loans to Legacy Partners	1,165.00
Loans to Lynn Barnes	23,750.00
Loans to Monmouth	10,000.00
Loans to Murchison Asset Group	3,510.00
Loans to Pinnacle Holdings	5,500.00
Loans to Process Creative	16,250.00
Loans to Secret Knock	2,025.00
Loans to Special Tea & Coffee	10,000.00
Loans to Steven Schisler	31,500.00
Loans to Tyndale	36,450.00
Loans to Vision Care Devices	66,445.00
Total Loans to others	768,662.81
Total Other Current Assets	\$768,662.81
Total Current Assets	\$429,096.87
TOTAL ASSETS	\$429,096.87

Reaven Inc.

Balance Sheet

All Dates

	TOTAL
LIABILITIES AND EQUITY	
Liabilities	
Long-Term Liabilities	
Notes Payable	0.00
Notes Payable / BHB (1463)	8,210.00
Notes Payable / Elias Michal Ventures	2,000.00
Notes Payable / Eternal Management Solutions	12,500.00
Notes Payable / Everlasting	50,000.00
Notes Payable / Legacy Partners	256,017.00
Notes Payable / Staunch Equity Group	124,500.00
Notes Payable / Stewardship Partners	3,000.00
Notes Payable / Tyndale	19,000.00
Total Notes Payable	475,227.00
Total Long-Term Liabilities	\$475,227.00
Total Liabilities	\$475,227.00
Equity	
Opening balance equity	36.32
Personal expenses	-4,000.00
Retained Earnings	0.00
Net Income	-42,166.45
Total Equity	\$ -46,130.13
TOTAL LIABILITIES AND EQUITY	\$429,096.87

Exhibit D

Xiong, Bao

From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Friday, September 8, 2023 10:44 AM
To: Herrera, Gabriel
Cc: kh7trustee@gmail.com; Micros, Deanna; Xiong, Bao
Subject: RE: In re Michal

Good morning Gabe.

This is in follow up to our call yesterday and my voicemail late yesterday. In a few moments, we will send you a BizCom link with access to banking records for various accounts at Cornerstone Bank, Sierra Central Bank, and also Umpqua bank (both checking and savings).

I am trying to fix a date for Mr. Michal to meet with Ms. Husted and tender full contents of the safe and the corporate documents for the wholly owned entities. These documents are in the Carson City office, as you heard at the Section 341 MOC last week. We are trying to kill two birds (safe contents and documents), so please stand by for proposed date or dates. I assured you, there is no mischief here – just schedules – your most recent offered dates being the 15th and 16th.

Insofar as the less than wholly owned entities on the Bubble Chart, I have alerted Attorney Aaron Moore to expect your communication. I don't represent these entities. If you would like me to send an email to you and to him, though I suspect you have his contact information, I will do so. There is another lawyer for the 'Texas entities' (my name for these, may not be accurate). I will provide that counsel's coordinates.

David and his wife are taking a few days away right now but are reachable by me. Please review what is coming by link shortly and let us know where we stand. I expect to get remaining deliverables to you soon.

Thanks.

/ron

From: Herrera, Gabriel <gherrera@kmtg.com>
Sent: Thursday, September 7, 2023 9:42 AM
To: Oliner, Ron <ROliner@duanemorris.com>
Cc: kh7trustee@gmail.com; Micros, Deanna <DMicros@duanemorris.com>; Xiong, Bao <bxiong@kmtg.com>
Subject: RE: In re Michal

Hi Ron,

Any update on the turnover issues and a date to obtain the corporate records? We are just looking for a date.

The trustee's concerned about the continued delay. She has also offered to go without Mr. Michal – although its unclear as to why a date sooner rather than later cannot be provided.

Thanks,



Gabriel P. Herrera | Shareholder
Kronick Moskowitz Tiedemann & Girard | kmtg.com
916.321.4334

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From: Herrera, Gabriel
Sent: Tuesday, September 5, 2023 12:10 PM
To: Oliner, Ron <ROliner@duanemorris.com>
Cc: kh7trustee@gmail.com; Micros, Deanna <DMicros@duanemorris.com>; Xiong, Bao <bxiong@kmtg.com>
Subject: RE: In re Michal

Hi Ron,

The order for relief may control to an extent under section 303(f). However, there are still section 549 issues that arise for funds that are used/transferred during the "gap" period. Thank you for looking into getting the deposit account statements for petition date forward and identifying the amounts in the accounts as of the order for relief.

We can talk about the other issues tomorrow.

Thanks,



Gabriel P. Herrera | Shareholder
Kronick Moskowitz Tiedemann & Girard | kmtg.com
916.321.4334

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From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Tuesday, September 5, 2023 11:58 AM
To: Herrera, Gabriel <gherrera@kmtg.com>
Cc: kh7trustee@gmail.com; Micros, Deanna <DMicros@duanemorris.com>; Xiong, Bao <bxiong@kmtg.com>
Subject: RE: In re Michal

Thanks – below in red.

/ron



From: Herrera, Gabriel <gherrera@kmtg.com>
Sent: Tuesday, September 5, 2023 11:37 AM
To: Oliner, Ron <ROliner@duanemorris.com>
Cc: kh7trustee@gmail.com; Micros, Deanna <DMicros@duanemorris.com>; Xiong, Bao <bxiong@kmtg.com>
Subject: RE: In re Michal

Hi Ron,

What about the 15th or 16th? I do not see a proposed date for the trustee to obtain access. She needs the records prior to September 22, 2023 (the continued 341). *I'm checking.*

Further, Mr. Michal does not need to be there if he cannot attend – the trustee asks that he just provide the trustee the address and contact person for the “shared space.” *See below.*

At a minimum, the debtor must turnover the cash in the deposit accounts as of now (assuming its less than what was there on the date of the order for relief). At the very least, it must be the amounts as of the date of the order for relief and if there are less funds than that date, the debtor will have to explain what was done with the funds. *What were the amounts in the deposit accounts as of the date of the order for relief (i.e. June 5, 2023)? Does he have copies of deposit account statements from the petition date to the date of the order for relief? I believe the date the Order for Relief was entered controls, not the Petition Date. Do you disagree? I am requesting bank stmts to discern the dollar figures, and will endeavor to get you bank stmts from petition date forward.*

We also need the bylaws/operating agreement for at least the wholly owned entities. What is the status on providing these documents? *He testified these records are in storage at Carson City. He does not have these on hand. He also testified that some guy named Matt or Steve Taylor (my notes are not great) can access them in Carson City, but Kim prefers to be there when accessed.*

I am around this afternoon until 4 and tomorrow. *Tomorrow better for me.*

Thanks,



Gabriel P. Herrera | Shareholder
Kronick Moskowitz Tiedemann & Girard | kmtg.com
916.321.4334

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From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Tuesday, September 5, 2023 11:13 AM
To: Herrera, Gabriel <gherrera@kmtg.com>
Cc: kh7trustee@gmail.com; Micros, Deanna <DMicros@duanemorris.com>; Xiong, Bao <bxiong@kmtg.com>
Subject: RE: In re Michal

Gabe –

Following up on our brief call late on Friday, I know we have a host of open issues. Among them, turnover of assets in the safe (they are secure, will remain so until tendered), Kim's access to corporate records in Carson City (neither the 6th or the 14th are good for my client), and turnover of cash in some accounts (open issue – as of what date? – this was an invol, ergo I don't think the petition date controls). I also owe you a letter with the authorities and reasoning for requiring you to deal with other counsel re the downstream, or less than wholly owned entities. As your calendar allows, please let me know when we can speak briefly before I take further steps.

/ron



From: Herrera, Gabriel <gherrera@kmtg.com>
Sent: Friday, September 1, 2023 10:27 AM
To: Oliner, Ron <ROliner@duanemorris.com>
Cc: kh7trustee@gmail.com; Micros, Deanna <DMicros@duanemorris.com>; Xiong, Bao <bxiong@kmtg.com>
Subject: RE: In re Michal

Thanks Ron.

Are there still issues you want to discuss at this point via phone?

I am available until noon.

Thanks,



Gabriel P. Herrera | Shareholder
Kronick Moskowitz Tiedemann & Girard | kmtg.com
916.321.4334

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From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Friday, September 1, 2023 8:11 AM
To: Herrera, Gabriel <gherrera@kmtg.com>
Cc: kh7trustee@gmail.com; Micros, Deanna <DMicros@duanemorris.com>; Xiong, Bao <bxiong@kmtg.com>
Subject: Re: In re Michal

Working on anchoring this down. Stand by.

Sent from my iPhone

On Aug 31, 2023, at 2:30 PM, Herrera, Gabriel <gherrera@kmtg.com> wrote:

Thanks Ron. We can talk tomorrow, and I will get you a stipulation on the 727 deadlines.

With respect to the meeting for the turnover of the precious metals, the business records, and the funds in the deposit accounts, the trustee proposes **9/6/23**. Please let me know if that works.

With respect to the vehicles, the trustee will likely have an auctioneer provide her an opinion of value on the vehicles – taking into consideration the liens before the trustee seeks possession (assuming she does).

Please also include my assistant Bao Xiong on emails, as it makes it easier to keep track of everything.

Thanks,



Gabriel P. Herrera | Shareholder
Kronick Moskowitz Tiedemann & Girard | kmtg.com
916.321.4334

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From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Thursday, August 31, 2023 2:11 PM
To: Herrera, Gabriel <gherrera@kmtg.com>; kh7trustee@gmail.com
Cc: Micros, Deanna <DMicros@duanemorris.com>
Subject: In re Michal

Gabe,

I would like to de-brief with you following today's continued 341. First goal will be to set a firm date for turnover of safe contents and access to docs in Carson City, as well as to go over the list of items you still need from the Debtor. We are not in full agreement on what the Debtor has/can provide to you, but even where we can't give you something we can be of assistance insofar as contacts are concerned. And, per my notes from today, your client has today asked for the closing stmt and bank records re a recent sale that netted 190k approx. (Sorry, my notes are not very clear re the asset sold).

If Kim needs access to the trucks, we'll make that happen on short notice. My goal is to reduce issues, not play keep away. I'm going to instruct the Debtor to bring the full contents of the safe to the Carson City meeting, so let's please fix the date and time very soon so we don't drift and are in a position to conclude the 341 on Sept. 22. Please offer one or two dates and time for that meeting between our clients. Also, please send me a stip to kick out the 727 deadline.

Let me know when we can talk, or, in the alternative, if you prefer we do this by email only, I will await your communication. I'm open tmro a.m., all day Monday.

/ron

<image001.jpg>

www.duanemorris.com

Ron Oliner
Partner

Duane Morris LLP
Spear Tower
One Market Plaza, Suite 2200
San Francisco, CA 94105-1127

P: +1 415 957 3104
F: +1 415 520 5308
C: +1 510 599 8043

[E-MAIL](#) | [BIO](#) | [VCARD](#)

From: Oliner, Ron
Sent: Thursday, August 31, 2023 8:54 AM
To: 'Herrera, Gabriel' <gherrera@kmtg.com>; kh7trustee@gmail.com
Cc: Micros, Deanna <DMicros@duanemorris.com>
Subject: Documents

Third email. Another account. Working on the rest.

With respect to your just imposed deadline of Friday to provide operating agreements and bylaws for wholly owned companies by tomorrow, we will provide but it's not possible to obtain these and forward them by tomorrow. I need to turn to another matter now, so we can sort things out later today.

Just received signed substitution. To be filed with mandatory disclosures soon.

/ron

<image001.jpg>

www.duanemorris.com

Ron Oliner
Partner

Duane Morris LLP
Spear Tower
One Market Plaza, Suite 2200
San Francisco, CA 94105-1127

P: +1 415 957 3104
F: +1 415 520 5308
C: +1 510 599 8043

[E-MAIL](#) | [BIO](#) | [VCARD](#)

For more information about Duane Morris, please visit <http://www.DuaneMorris.com>

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Exhibit E



Gabriel P. Herrera
gherrera@kmtg.com

KRONICK
MOSKOVITZ
TIEDEMANN
& GIRARD

September 7, 2023

OVERNIGHT DELIVERY

Nevada Business Center
Attn: Matthew Taylor
701 South Carson Street, Suite 200
Carson City, NV 89701

Re: Turnover and Access

Mr. Taylor:

Please be advised that this office represents Kimberly J. Husted ("Trustee"), in her capacity as the Chapter 7 trustee for the bankruptcy estate of David R. Michal ("Debtor"). The Debtor is the Chapter 7 debtor in Eastern District of California Bankruptcy Case No. 22-22056. Enclosed is a copy of the order appointing the trustee and approving my employment as counsel.

Among the assets of the bankruptcy estate is the Debtor's one hundred percent interest in Reaven, Inc. ("Reaven") and Legacy Partners 314, LLC ("Legacy Partners"). Given the one hundred percent interest in these companies, the Trustee is in control of Reaven and Legacy Partners (through Reaven). See 11 U.S.C. section 541.

The Debtor testified that corporate records for Reaven and Legacy Partners are maintained at your offices, and that Reaven and Legacy Partners, operate in part, out of your offices. The Trustee is seeking access to all corporate records for these entities stored at your offices – to date. Please turnover the documents.

If you intend on refusing the Trustee's request, the Trustee demands that no further corporate records be added to what is stored at your office to preserve evidence and materials in your possession and control as the Trustee will seek to compel compliance with the Bankruptcy Court.

Please contact me no later than September 11, 2023 to inform me whether you intend on complying

Nevada Business Center
Attn: Matthew Taylor
September 7, 2023
Page 2

with the Trustee or if the Trustee should seek an order. If you need further information regarding this matter, feel free to contact me.

Sincerely,

KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
A Professional Corporation



GABRIEL P. HERRERA

GPH/bx
Enclosures

cc: Client (via email only)

UST-100 Appointment of Interim Trustee and Notice of Selection (v.7.15)

USBC,EDCA

UNITED STATES BANKRUPTCY COURT Eastern District of California	
APPOINTMENT OF INTERIM TRUSTEE AND NOTICE OF SELECTION	
In re David R. Michal <div style="text-align: right;">Debtor(s).</div>	Case Number 22-22056 – C – 7

Kimberly J. Husted is hereby appointed Interim Trustee of the above-named Debtor's(s') estate and Trustee if creditors fail to elect a Trustee as provided by the Bankruptcy Code. The Interim Trustee has filed a blanket bond pursuant to Federal Rule of Bankruptcy Procedure 2010(a).

If the Interim Trustee does not notify the Office of the United States Trustee and the Court in writing of rejection of the office within seven days after receipt of notice of selection, the Interim Trustee shall be deemed to have accepted the office.

Dated: 6/6/23

Office of the United States Trustee
Region 17 -- Sacramento Office

Tracy Hope Davis
United States Trustee

Gregory S. Powell
Assistant United States Trustee

2

1 GABRIEL P. HERRERA, State Bar No. 287093
gherrera@kmtg.com
2 KRONICK, MOSKOVITZ, TIEDEMANN & GIRARD
1331 Garden Hwy, 2nd Floor
3 Sacramento, California 95833
Telephone: (916) 321-4500
4 Facsimile: (916) 321-4555

5 Attorneys for KIMBERLY J. HUSTED,
Chapter 7 Trustee
6
7

8 **UNITED STATES BANKRUPTCY COURT**
9 **EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**
10

11 In re

12 DAVID R. MICHAL,
13 Debtor.

Case No. 22-2056

Chapter 7

DCN: KMT-1

14 **ORDER GRANTING APPLICATION TO**
15 **EMPLOY KRONICK, MOSKOVITZ,**
16 **TIEDEMANN & GIRARD PURSUANT**
TO AN HOURLY FEE AGREEMENT

17 After reviewing the application of Chapter 7 trustee Kimberly J. Husted ("Trustee") to
18 employ Kronick, Moskovitz, Tiedemann & Girard ("KMTG") pursuant to 11 U.S.C. § 327, the
19 declaration of Gabriel P. Herrera, the exhibits in support of the application, and good cause
20 appearing therefor,

21 **IT IS HEREBY ORDERED** that the Trustee is authorized to employ KMTG as her general
22 counsel for the purposes set forth in the application, subject to the following terms and conditions:

23 1. No showing having been made of exceptional circumstances justifying an earlier
24 effective date [*In re THC Financial Corp.*, 837 F. 2d 389 (9th Cir. 1988)], KMTG's employment is
25 effective as of June 12, 2023, pursuant to Local Rule 2014-1(b)(1).

26 2. No compensation is permitted except upon court order following application
27 pursuant to 11 U.S.C. § 330.

28 3. Compensation and services rendered on an hourly basis will be at the "lodestar rate"

1 applicable at the time the services are rendered in accordance with the Ninth Circuit decision in *In*
2 *re Manoa Finance Company*, 853 F. 2d 687 (9th Cir. 1988). No hourly rate or other term in the
3 application is approved unless unambiguously so stated in this order or in a subsequent order of this
4 court.

5 4. All funds received by counsel in connection with this case, regardless of whether
6 they are denominated a retainer or are said to be non-refundable, are deemed to be an advance
7 payment of fees and to be property of the estate (or the debtor if exempt).

8 5. Funds that are deemed to constitute an advance payment of fees shall be maintained
9 in a trust account in an authorized depository, which account may be either separate interest-bearing
10 account or an attorney's trust account containing commingled trust funds. Withdrawals are
11 permitted only after approval of an application for compensation and after the court issues an order
12 authorizing disbursement of a specified amount.

13 6. Applications for compensation may be considered more frequently than every 120
14 days for good cause shown.

15
16 Dated: June 20, 2023


17
18 
19 _____
United States Bankruptcy Judge

Exhibit F

Xiong, Bao

From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Tuesday, September 12, 2023 3:16 PM
To: Herrera, Gabriel
Cc: kh7trustee@gmail.com; Xiong, Bao
Subject: Re: In re Michal

Understood. Driving now. Will give you dates early tmro.

Sent from my iPhone

On Sep 12, 2023, at 3:12 PM, Herrera, Gabriel <gherrera@kmtg.com> wrote:

Thanks Ron. I was in hearings all afternoon and just got back. I also received your message on whether we intend on speaking with Judge Klein in chambers tomorrow.

I am not aware that Judge Klein will allow such a remedy through an in chambers discussion. He will either set a special date on shortened time for a hearing or allow you to have a matter heard on shortened time on one of his specifically set hearing dates.

As of now, we plan on filing motions for turnover of the wholly owned entities and 2004 orders to obtain discovery on all entities. If you stipulate to turnover or provide the documents or turnover of the wholly owned entities before any hearing, then there should be no issue on that aspect. However, I understand you may want to be heard on other issues.

There is no issue with you since, as you note, most of the issues predate your involvement. The trustee believed she would have the turnover/document issue resolved on the wholly owned entities shortly after August 31 but that has not happened. As such, the trustee believes that it would be in the best interest of the estate for there to be an order in place.

What dates are you not available either on the 25th or before?

Thanks,



Gabriel P. Herrera | Shareholder
Kronick Moskowitz Tiedemann & Girard | kmtg.com
916.321.4334

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From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Tuesday, September 12, 2023 2:11 PM
To: Herrera, Gabriel <gherrera@kmtg.com>; kh7trustee@gmail.com
Subject: RE: In re Michal

HOLD UP – MY DATES ARE MIXED UP AND I DON'T WANT TO MISREPRESENT ANYTHING. My travel to Texas it this week, not next week. I rescind my request for a continuance for personal reasons. All other reasons still applicable.

/ron

<image001.jpg>

www.duanemorris.com

Ron Oliner
Partner

Duane Morris LLP
Spear Tower
One Market Plaza, Suite 2200
San Francisco, CA 94105-1127

P: +1 415 957 3104
F: +1 415 520 5308
C: +1 510 599 8043

[E-MAIL](#) | [BIO](#) | [VCARD](#)

From: Oliner, Ron

Sent: Tuesday, September 12, 2023 11:45 AM

To: Herrera, Gabriel <gherrera@kmtg.com>; kh7trustee@gmail.com

Subject: RE: In re Michal

Note I have removed others from this discourse. See my comments below.

I know there is much water under the bridge which predates me.

I have also listened to some prior hearings now, as Kim suggested.

Please give me your thoughts in response to my all cap comments ASAP.

/ron

<image001.jpg>

www.duanemorris.com

Ron Oliner
Partner

Duane Morris LLP
Spear Tower
One Market Plaza, Suite 2200
San Francisco, CA 94105-1127

P: +1 415 957 3104
F: +1 415 520 5308
C: +1 510 599 8043

[E-MAIL](#) | [BIO](#) | [VCARD](#)

From: Herrera, Gabriel <gherrera@kmtg.com>

Sent: Tuesday, September 12, 2023 11:19 AM

To: Oliner, Ron <ROliner@duanemorris.com>; mtaylor@nvbiz.com

Cc: Dave Michal <dave@100xr.net>; Theresa Paugh <theresa@100xr.net>; admin@nvbiz.com; Xiong, Bao <bxiong@kmtg.com>; kh7trustee@gmail.com

Subject: RE: In re Michal

Mr. Oliner,

Given that you want an opportunity to respond, Judge Klein's next hearing date, other than tomorrow, is September 25 at 10 a.m. He has no other hearing date until October 18. We will request shortened time to have it heard given the local rules. ***IF YOU ARE GOING TO SEEK AN ORDER RE TURNOVER, I WANT A CHANCE TO BE HEARD. I'M WILLING TO DO THIS TOMORROW BUT ONLY IF THERE IS NO BRIEFING – MEANING YOU CONTACT CHAMBERS AND INDICATE THE PARTIES SEEK THE COURT'S ASSISTANCE RE TURNOVER AND WOULD LIKE TO HOLD A BRIEF HEARING. (WE DO THIS IN JUDGE MONTALI'S COURT SOMETIMES, NOT SURE IF KLEIN IS SIMILAR).***

If you can have Mr. Taylor produce the records by the 21st, that would be great at least with respect to the wholly owned entities. However, that is the first time we have been provided any date, and we will still request a hearing to ensure there are no other delays. ***I AM TOLD THIS WORKS. I HAD THIS DATE BEFORE NOW, BUT WAS TRYING TO GET A BETTER ONE.***

Also, nothing was intended to be an attack on you personally. My only point with respect to your statement that dates provided by "the Trustee and Dave don't match up," was to clarify that no dates have been provided by Mr. Michal in the twelve days since the 341 meeting of creditors (and prior to today). ***I DID NOT GIVE YOU THE OTHER DATE BEFORE NOW, BUT WAS AWARE OF IT AS I WAS TRYING TO WORK WITH YOU. THUS, THE DATES DIDN'T MATCH UP, BUT I DID NOT OFFER DATES, AS YOU CORRECTLY STATE.***

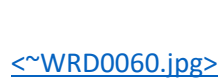
If 10 a.m. does not work on the 25th, then Judge Klein would hopefully be agreeable to hearing the issue at 11:00 a.m. Appearances in the Eastern District can be done via Zoom as well. ***SEE ABOVE. STILL NECESSARY?***

The trustee does not intend on continuing the 341 meeting of creditors. The debtor has had since July to produce the documents and information requested. While you have provided some of the information and bank statements (which is the only new information provided since the 341), the trustee still wants the 341 to move forward. Mr. Michal apparently decided to go out of town, the onus of which should not be put on the trustee to continue the MOC. ***ASIDE FROM THE REQUEST MADE FOR***

MY CLIENT, I HAVE A PERSONAL REQUEST TO KICK THIS OVER. I THINK THERE IS GOOD REASON TO KICK IT OVER IN THAT WE WANT THE NEXT 341 (NUMBER 5!) TO BE THE LAST ONE. I AM WORKING ON WHAT YOU HAVE REQUESTED AND HAVING FRANK DISCUSSIONS WITH MY CLIENT. I NEED ALSO TO ADDRESS THE NEWLY 523 ACTION WITH THE CLIENT (HAVE ALREADY SPOKEN WITH HEALY) AND MOVING THIS WHOLE CASE FORWARD ON THE RIGHT FOOTING. CLIENT IS BEING RESPONSIVE TO ME. THERE IS GOOD REASON TO PUSH THIS 341 OUT FOR ALL OF THE ABOVE REASONS. BUT, ITS NOT A GOOD DATE FOR ME EITHER. I AM SUPPOSED TO FLY TO AUSTIN TO VISIT MY COLLEGE KID THAT FRIDAY, AND ATTEND A UNIVERSITY OF TEXAS FOOTBALL GAME. HAVE FLIGHTS BOOKED AND PAID FOR. ASIDE FROM THE FACT THAT A SHORT CONTINUANCE IS APPROPRIATE AND WILL OBVIATE YOU AND ME FIGHTING IN COURT, IT WOULD BE APPRECIATED BY ME PERSONALLY.

WHAT ABOUT A STIPULATION AND ORDER THAT FIXES HARD DATES FOR TURNOVER AND A DATE FOR 341? KLEIN PROBABLY GIVES ME THAT IF WE GO TO COURT, THOUGH WHO KNOWS IN THIS CASE.

Thanks,

 **Gabriel P. Herrera** | Shareholder
Kronick Moskowitz Tiedemann & Girard | kmtg.com
916.321.4334

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From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Tuesday, September 12, 2023 11:00 AM
To: Herrera, Gabriel <gherrera@kmtg.com>; mtaylor@nvbiz.com
Cc: Dave Michal <dave@100xr.net>; Theresa Paugh <theresa@100xr.net>; admin@nvbiz.com; Xiong, Bao <bxiong@kmtg.com>; kh7trustee@gmail.com
Subject: RE: In re Michal

Gabe,

Sorry that you take issue with my tenor.

I spoke with Matt Taylor. He advises that his ankle is 'shattered' and he cannot get to the Carson City facility and the documents in order to produce them immediately, but that he and you are working something out. He says you two have spoken, and that he has assured you – as he has me – the documents are under lock and key, accessed by no one. Dave Michal has not touched them, if this is your worry.

I believe Dave and/or Matt can meet your client in Carson City on the 21st, but not the dates you proposed.

I will not go to the trouble of responding to your accusations that I am a liar, or that I am playing games with you. Neither do you seem interested in a call with me and Mr. Taylor, as I have offered.

Please include this email chain with your filing, and, inasmuch as you are proceeding as highlighted below in yellow, I ask that you not proceed *ex parte*, and serve me with your papers such that we may respond. I am glad also to appear on shortened time should you wish to bring this matter before Judge Klein, in which event please propose a couple of dates and times as I have other court hearings coming up.

Finally, we had urged a later continued 341, but could not persuade Ms. Husted on the record at the last one (the 4th MOC), so that we could make sure to get you all you needed in order to 'conclude' the MOC. You would not continue that prior one despite my being in the case a mere few days, and then set the next one on a very short leash. I ask again whether your client will push the MOC out a week or two so we can be sure you have what you still need.

Thank you.

/ron

<image001.jpg>

www.duanemorris.com

Ron Oliner

Partner

Duane Morris LLP
Spear Tower
One Market Plaza, Suite 2200
San Francisco, CA 94105-1127

P: +1 415 957 3104
F: +1 415 520 5308
C: +1 510 599 8043

[E-MAIL](#) | [BIO](#) | [VCARD](#)

From: Herrera, Gabriel <gherrera@kmtg.com>

Sent: Tuesday, September 12, 2023 10:34 AM

To: Oliner, Ron <ROliner@duanemorris.com>; mtaylor@nvbiz.com

Cc: Dave Michal <dave@100xr.net>; Theresa Paugh <theresa@100xr.net>; admin@nvbiz.com; Xiong, Bao <bxiong@kmtg.com>; kh7trustee@gmail.com

Subject: RE: In re Michal

Mr. Oliner,

First, I take issue with the tenor of your email. The trustee has been requesting documents and information related to the entities since July and yet we still do not have any of the records requested. Mr. Michal testified and confirmed that the corporate records and certain other information is at the Carson City, NV address. It was then discovered that Mr. Taylor operates a business that

provides corporate services (such as incorporation and serving as an agent for service of process). This heightened the trustee's concern given the difficulties in getting the information requested because all that should have been done was to contact Mr. Taylor – who has stated it should only take a couple of weeks to obtain the records now (the timing being an issue because he just broke his ankle) – and the simple fact that Mr. Michal could not even propose a date for the trustee to meet her at the office. Despite your statement that the dates offered by “the Trustee and Dave don't match up,” Mr. Michal has yet to offer a single date since the August 31 341 meeting of creditors. Rather, he has just rejected the dates offered by the trustee.


Moreover, despite the trustee's demands not to take action and preserve the status quo with respect to the wholly owned entities, Mr. Michal subsequently had significant sums of money disbursed by Legacy Partners.

The trustee then confirmed that Mr. Michal did in fact specifically testify at his 341 meeting of creditors two weeks ago that he had not contacted Mr. Taylor for any of the records being requested by the trustee only to later change his testimony. You can order a transcript from the UST's office to confirm.

Given these issues, the trustee caused a demand to be made to at least preserve the records stored at the Carson City, NV address and only requested confirmation that he would do so. There is absolutely nothing wrong with a trustee, and the sole shareholder of the entities involved, to make such a demand. Mr. Taylor already confirmed that he will do so, so there is no issue there.

Given your client's repeated delays and still no response on a date to obtain the corporate records (at least with respect to the wholly owned entities), the trustee will ask the court for an order to have documents turned over by Mr. Taylor – including for all entities in which Mr. Michal has disclosed an interest.

-
Thanks,

 **Gabriel P. Herrera** | Shareholder
Kronick Moskovitz Tiedemann & Girard | kmtg.com
916.321.4334

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From: Oliner, Ron <ROliner@duanemorris.com>
Sent: Tuesday, September 12, 2023 9:08 AM
To: Herrera, Gabriel <gherrera@kmtg.com>; mtaylor@nvbiz.com
Cc: Dave Michal <dave@100xr.net>; Theresa Paugh <theresa@100xr.net>; admin@nvbiz.com
Subject: In re Michal

Gentlemen,

I am counsel to Dave Michal in his bankruptcy case, pending in the Eastern District of California, Sacramento Division. Gabe Herrera is the court-appointed lawyer for the Bankruptcy Trustee in that case. Matt Taylor, Nevada Business Center, is the recipient of the attached letter, from Gabe.

The attached letter, dated September 7, was apparently received by Matt's office yesterday. It came to my attention last night, even while Dave Michal and I were communicating about getting the Trustee the documents she seeks, as described in Gabe's letter. The letter sets a deadline of yesterday for Matt to respond, or the Trustee will seek a turnover order.

Dave Michal is out of town presently, but we have been working to get the records described in the third paragraph of Gabe's letter to him. There has been discussion, on the record at a hearing two weeks ago, and since, about Dave meeting the Trustee at the premises in Carson City to oversee tender of corporate records for Reaven and Legacy Partners, but so far the dates offered by the Trustee and Dave don't match up.

Gabe, while you don't owe me 'notice' when you make demand such as you did in your letter, it would be appreciated and also I think helpful to your efforts here had you done so. And, setting a deadline one business day after your letter (if it was overnighted) is antithetical. I trust you and Matt will now sort this out, and will assist you as best I can if you wish.

If a conference call would be helpful, please let me know and I'll send call in coordinates.

/ron

<image001.jpg>

www.duanemorris.com

Ron Oliner
Partner

Duane Morris LLP
Spear Tower
One Market Plaza, Suite 2200
San Francisco, CA 94105-1127

P: +1 415 957 3104
F: +1 415 520 5308
C: +1 510 599 8043

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